

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

USDC SDNY  
DOCUMENT  
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DATE FILED: 10/26/2021

In re:

PURDUE PHARMA L.P., *et al.*,  
BANKRUPTCY APPEALS

This Filing Relates to

ALL MATTERS

21 cv 7532 (CM)  
21 cv 7585 (CM)  
21 cv 7961 (CM)  
21 cv 7962 (CM)  
21 cv 7966 (CM)  
21 cv 7969 (CM)  
21 cv 8034 (CM)  
21 cv 8042 (CM)  
21 cv 8049 (CM)  
21 cv 8055 (CM)  
21 cv 8139 (CM)  
21 cv 8258 (CM)  
21 cv 8271 (CM)  
21 cv 8548 (CM)  
21 cv 8557 (CM)  
21 cv 8566 (CM)

On Appeal from the United  
States Bankruptcy Court for the  
Southern District of New York**STIPULATION IN CONNECTION WITH OMNIBUS DESIGNATION AND  
COUNTER-DESIGNATION OF APPELLATE RECORD**

Pursuant to the Court's Scheduling Order and Order Consolidating Appeals (No. 21-cv-07532, Dkt. No. 55) ("Consolidation Order"), this Stipulation ("Stipulation") is entered into by and between the counseled appellants and appellees (the "Parties") in the above captioned consolidated appeals ("Appeals").

WHEREAS, on October 12, 2021, the Court held a scheduling conference at which the Court indicated that the parties should provide for a single record on appeal. *See* Oct. 12, 2021 Tr. at 13:23-24, *In re Purdue Pharma Bankruptcy Appeals*, No. 21-CV-7532, et seq. (S.D.N.Y. 2021).

WHEREAS, following the scheduling conference, on October 13, 2021 the Court issued the Consolidation Order consolidating the above-captioned appeals.

WHEREAS, a number of the appellants had filed designations of record on appeal in the Appeals before entry of the Consolidation Order.

WHEREAS, all Parties wish to preserve rights to correct or modify the record on appeal pursuant to Rule 8009(e) of the Federal Rules of Bankruptcy Procedure.

WHEREAS, the Parties wish to provide for a single consolidated record on appeal, including designations and counter-designations, as instructed by the Court, and for the convenience of the Court and for all parties.

**NOW THEREFORE, IT IS HEREBY STIPULATED, AGREED AND ORDERED AS FOLLOWS:**

1. The Debtor-Appellees shall submit a single omnibus set of designations and counter-designations (the “**Omnibus Designation**”) that will designate the items to be included in the record on the Appeals.

2. The Debtor-Appellees’ submission of the Omnibus Designation on October 21, 2021, shall constitute a timely designation and counter-designation on behalf of all appellees in each of the Appeals. The Omnibus Designation is attached hereto as Exhibit A.

3. The Omnibus Designation shall constitute a single record, to be transmitted once, for use in each of the Appeals.

4. The rights of any party to correct or modify the record of the Appeals, pursuant to Rule 8009(e) of the Federal Rules of Bankruptcy Procedure, or otherwise, are preserved.

5. This stipulation may be signed in counterparts, which, when fully executed, shall constitute a single original. A facsimile or scanned copy of this stipulation shall have the same

force and effect as the original.

**STIPULATED AND AGREED**

Dated: October 21, 2021  
New York, New York

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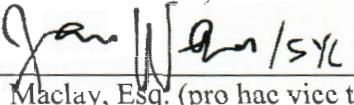
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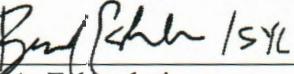
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<sup>1</sup> As defined in Amended and Restated Case Stipulation Among the Debtors, the Official Committee of Unsecured Creditors and Certain Related Parties dated Nov. 20, 2019 ¶ 1, In re Purdue Pharma L.P., No. 19-23649-rdd (Bankr. S.D.N.Y. Nov. 20, 2019), ECF No. 518. Certain of the Mortimer-side Initial Covered Sackler Persons preserve and do not waive any defenses to jurisdiction in the event that the Twelfth Amended Joint Chapter 11 Plan of Reorganization of Purdue Pharma L.P. and Its Affiliated Debtors, In re Purdue Pharma L.P., No. 19-23649-rdd (Bankr. S.D.N.Y. Sept. 2, 2021) is not effectuated.

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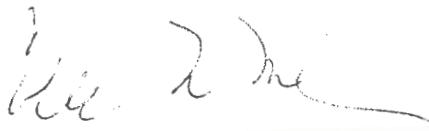
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**SO ORDERED.**

Dated: October 26, 2021  
New York, New York



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THE HONORABLE COLLEEN MCMAHON  
UNITED STATES DISTRICT COURT JUDGE